



Doc. No.: 5809.263-US-01

PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Tom Mooty, et al.

: By the Examiner: John S. Maples

Serial No.: 09/577,653

: Group Art Unit: 1745

Filed: May 24, 2000

Title: CORDLESS POWER TOOL BATTERY RELEASE MECHANISM

Assistant Commissioner for Patents  
Washington, D.C. 20231

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TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT BEFORE MAILING DATE OF EITHER A FINAL  
ACTION OR NOTICE OF ALLOWANCE (37 C.F.R. §1.97(c))

CERTIFICATION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on April 9, 2003, in a First Class envelope, with sufficient postage thereon, addressed to: Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Penny L. Flint  
Penny L. Flint

DATED: April 9, 2003

Dear Sir:

Applicant submits herewith patents, publications or other information of which he is aware, which he believes may be material to the patentability of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56.

No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual

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designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Within the past month and a half, we have come into possession of information disclosure statements from Serial No. 09/954,526 which we understand to be a related case. Serial Nos. 09/577,653 and 09/954,526 have a common examiner. We believe that under 37 C.F.R. 1.56 (rule 56) that we should present the information disclosure statements we have received for consideration by the examiner.

While this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR 1.97(g) the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists.

The attached form, PTO-1449, provides a listing of patents, publications, or other information as required by 37 CFR 1.98(a)(1).

As discussed with Examiner Maples, we are submitting the materials in our possession that are *not* United States published patent applications.

**Method of Payment of Fees**

Accompanying this transmittal is the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement. Please charge the filing fee of **\$180.00** to Deposit Account N<sup>o</sup> 19-4882. Please charge any underpayments related to this *Transmittal* or credit any excess to Deposit Account N<sup>o</sup> 19-4882. A duplicate copy of this *Transmittal* is enclosed for accounting purposes only.

DATED: April 9, 2003.

Respectfully submitted,  
Porter-Cable Corporation, et al.,

By: Walter J. Malinowski  
Walter J. Malinowski  
Reg. No. 43,423

Please direct all correspondence and telephone calls to:



**23531**

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